

Alexander Jackins (VSB #45501)  
Rhett Petcher (VSB #65826)  
SEYFARTH SHAW LLP  
975 F Street, N.W.  
Washington, D.C. 20004  
Telephone: (202) 463-2400  
[ajackins@seyfarth.com](mailto:ajackins@seyfarth.com)  
[rpetcher@seyfarth.com](mailto:rpetcher@seyfarth.com)

David C. Christian II (*Pro Hac Vice pending*)  
131 South Dearborn Street, Suite 2400  
Chicago, Illinois 60603-5577  
Telephone: 312-460-5000  
Facsimile: 312-460-7000  
[dchristian@seyfarth.com](mailto:dchristian@seyfarth.com)

Of Counsel

Robert W. Dremluk (RD 3109)  
SEYFARTH SHAW LLP  
620 Eighth Avenue, 32<sup>nd</sup> Floor  
New York, NY 10018  
Telephone: (212) 218-5269  
Facsimile: (212) 218-5526

*Counsel for Eatontown Commons Shopping Center;  
Arboretum of South Barrington Shopping Center;  
AmCap NorthPoint LLC; AmCap Arborland LLC; and  
Engineered Structures, Inc.*

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF VIRGINIA RICHMOND DIVISION**

----- x  
In re : Chapter 11  
:   
CIRCUIT CITY STORES, INC., et al., : Case No. 08-35653 (KRH)  
:   
Debtors. : (Jointly Administered)  
:   
----- x

**NOTICE OF APPEARANCE AND  
DEMAND FOR NOTICES AND PAPERS**

PLEASE TAKE NOTICE that Daniel P. Wierzba appears as counsel to Eatontown Commons Shopping Center, Arboretum of South Barrington Shopping Center, AmCap

NorthPoint LLC, and AmCap Arborland LLC (collectively the “Landlords”), and Engineered Structures, Inc. (“ESI”), pursuant to 11 U.S.C. § 1109(b) and Federal Rules of Bankruptcy Procedure Rules 2002 and 9010(b) of the Federal Rules of Bankruptcy Procedure and Section 1109(b) of Title 11 of the United States Code (11 U.S.C., §§ 101 et seq. (the “Bankruptcy Code”)), and requests that all notices given or required to be given, and all papers served in these cases, be delivered to and served upon the following at the office at the address set forth below, and that the following be added to the general matrix and all special or limited matrices in this matter.

**PLEASE TAKE FURTHER NOTICE** that the foregoing request includes not only the notices and papers referred to in the Federal Rules of Bankruptcy Procedure specified above, but also includes, without limitation, orders and notices of any application, motion, petition, pleading, request, complaint or demand, whether written or oral, formal or informal, and whether transmitted or conveyed by mail, hand delivery, facsimile transmission, e-mail, telephone, telegraph, telex or otherwise, which affects the above-captioned debtors (the “Debtors”) or the property of or in the possession, custody or control of the Debtors or which is otherwise filed or given with regard to the above-referenced cases.

**PLEASE TAKE FURTHER NOTICE** that neither this notice nor any later appearance, pleading, claim, or suit shall waive any right (1) to have final orders in non-core matters entered only after de novo review by a District Judge, (2) to trial by jury in any proceeding so triable in this case or any case, controversy, or proceeding related to this case, or (3) to have the District Court withdraw the reference in any matter subject to mandatory or discretionary withdrawal.

**PLEASE TAKE FURTHER NOTICE** that this Notice of Appearance and Request for Service of Notices and Documents is without prejudice to the Landlords’ rights, remedies, claims, actions, defenses, setoffs, or recoupments, in law or in equity, against the Debtors and

any other entities either in these cases or in any other action, all of which rights, remedies, claims, actions, defenses, setoffs and recoupments are expressly reserved.

Dated: December 19, 2008

SEYFARTH SHAW LLP

*By: /s/ Alexander Jackins*

Alexander Jackins (VSB #45501)

Rhett Petcher (VSB #65826)

David C. Christian II (*Pro Hac Vice Pending*)

Counsel for Eatontown Commons Shopping Center;  
Arboretum of South Barrington Shopping Center;  
AmCap NorthPoint LLC; AmCap Arborland LLC;  
and Engineered Structures, Inc.

SEYFARTH SHAW LLP

975 F Street, N.W.

Washington, D.C. 20004

Telephone: (202) 463-2400

Facsimile: (202) 828-5393

[ajackins@seyfarth.com](mailto:ajackins@seyfarth.com)

[rpetcher@seyfarth.com](mailto:rpetcher@seyfarth.com)

[dchristian@seyfarth.com](mailto:dchristian@seyfarth.com)

Of Counsel

Robert W. Dremluk

SEYFARTH SHAW LLP

620 Eighth Avenue

New York, New York 10018

Tel: (212) 218-5500

Fax: (212) 218-5526

Email: [rdremluk@seyfarth.com](mailto:rdremluk@seyfarth.com)

**CERTIFICATE OF SERVICE**

I, Alexander Jackins, an attorney, hereby certify that on this 19<sup>th</sup> day of December, 2008, a copy of the foregoing was mailed, first-class, postage prepaid to:

Linda K. Myers, Esq.  
Kirkland & Ellis LLP  
200 East Randolph Drive  
Chicago, Illinois 60601

Bruce Matson, Esq.  
LeClair Ryan  
Riverfront Plaza, East Tower  
951 East Byrd Street, Eighth Floor  
Richmond, Virginia 23219

Gregg Galardi, Esq.  
Chris L. Dickerson, Esq.  
Skadden Arps Slate Meagher & Flom, LLP  
One Rodney Square  
Wilmington, Delaware 19889

Lynn L. Tavenner, Esq.  
Paula S. Beran, Esq.  
Tavenner & Beran, PLC  
20 North Eighth Street, Second Floor  
Richmond, Virginia 23219

Dion W. Hayes, Esq.  
Douglas M. Foley, Esq.  
McGuire Woods LLP  
One James Center  
901 East Cary Street  
Richmond, Virginia 23219

Robert B. Van Arsdale, Esq.  
Office of the US Trustee  
701 East Broad Street, Suite 4304  
Richmond, Virginia 23219

David S. Berman, Esq.  
Riemer & Braunstein LLP  
Three Center Plaza  
Boston, Massachusetts 02108

A copy was also served on all parties via the electronic case filing system.

*By: /s/ Alexander Jackins*

Alexander Jackins (VSB #45501)  
Counsel for Eatontown Commons Shopping Center;  
Arboretum of South Barrington Shopping Center;  
AmCap NorthPoint LLC; AmCap Arborland LLC;  
and Engineered Structures, Inc.  
SEYFARTH SHAW LLP  
975 F Street, N.W.  
Washington, D.C. 20004  
Telephone: (202) 463-2400  
Facsimile: (202) 828-5393  
[ajackins@seyfarth.com](mailto:ajackins@seyfarth.com)